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February 7, 2025

**VIA ECF & EMAIL** ([Failla\\_NYSDChambers@nysd.uscourts.gov](mailto:Failla_NYSDChambers@nysd.uscourts.gov))

Honorable Katherine Polk Failla  
United States District Court  
Southern District of New York  
Thurgood Marshall Courthouse  
40 Foley Square  
New York, NY 10007

**MEMO ENDORSED**

**Re: B.G., et al. v. City of New York, et al.**  
**Case: 1:23-cv-03761 (KPF)**  
**Our File No. 267805-F100**

Dear Judge Failla:

In accordance with Your Honor's December 9, 2024 order, counsel for all parties submit this letter update on the status of settlement discussions, the necessity of extending the partial stay of discovery, and a revised scheduling order.

Since the December 9, 2024 order, the parties have continued to engage in consistent *ex parte* settlement discussions with Magistrate Judge Robyn F. Tarnofsky. Most recently, on February 3, 2025, Judge Tarnofsky convened a virtual settlement conference with counsel for all parties to address injunctive relief measures relating to an emergency notification system at P.S. 347 and monetary damages. During this time, the parties reached an agreement in principle on some aspects of the injunctive relief measures and exchanged proposals for monetary damages.

Considering that the settlement discussions are advancing at present, the parties respectfully request an extension of two additional months to potentially resolve this case and a concomitant extension of the partial stay of discovery. This is the parties' sixth request for an extension of the partial stay of discovery.

Should a partial stay remain in place, the parties also respectfully request that a revised scheduling order be submitted at a later time. Depending on whether the parties can finalize the settlement discussions, the parties can provide a future update to Your Honor on the issue of a revised scheduling order.

In light of the above, we respectfully request an extension until April 7, 2025 to provide a status update and respond as to whether a revised scheduling order is needed.

Thank you for your continued consideration and attention in this matter.

Respectfully,

ROBERT T. REILLY

By: /s/ Junou M. Odige  
JUNOU M. ODIGE  
KEITH J. GROSS  
Of Counsel

JMO:KJG/kt

c: Hon. Robyn F. Tarnofsky  
(via email [TarnofskyNYSDChambers@nysd.uscourts.gov](mailto:TarnofskyNYSDChambers@nysd.uscourts.gov))

Counsel for Plaintiffs & Defendants (via ECF)

Application GRANTED. The parties shall file a letter update concerning, as appropriate, the status of settlement discussions, the necessity of extending the partial stay of discovery, and / or a revised scheduling order on or before **April 7, 2025**.

The Clerk of Court is directed to terminate the pending motion at docket entry 64.

Dated: February 10, 2025  
New York, New York

SO ORDERED.



HON. KATHERINE POLK FAILLA  
UNITED STATES DISTRICT JUDGE